



SHARON KELLER  
PRESIDING JUDGE

MIKE KEASLER  
BARBARA P. HERVEY  
BERT RICHARDSON  
KEVIN P. YEARY  
DAVID NEWELL  
MARY LOU KEEL  
SCOTT WALKER  
MICHELLE M. SLAUGHTER  
JUDGES

**COURT OF CRIMINAL APPEALS**

P.O. BOX 12308, CAPITOL STATION  
AUSTIN, TEXAS 78711

FILED  
COURT OF CRIMINAL APPEALS  
DEANA WILLIAMSON, CLERK

SIÂN SCHILHAB  
GENERAL COUNSEL  
(512) 463-1600

Tuesday, October 08, 2019

District Clerk Victoria County  
Cathy Stuart  
Box 2238  
Victoria, TX 77902  
\* Delivered Via E-Mail \*

Re: Diruzzo, Joseph Andrew  
CCA No. PD-0745-18  
Trial Court Case No. 14-05-27939-A

COA No. 13-16-00638-CR

The Court of Criminal Appeals has this day issued the mandate in the above-referenced and styled case number. The mandate will be transmitted electronically only.

\*\*\*DISTRICT CLERK\*\*\*

**MANDATE RECEIPT ACKNOWLEDGEMENT**

Pursuant to Rule 51.2(a)(1) T.R.A.P, please acknowledge receipt of the mandate of the Court of Criminal Appeals in the above numbered and styled case via this [email link](#).

Sincerely,

Deana Williamson, Clerk

cc: Presiding Judge 24th District Court (Delivered Via E-Mail)  
13th Court of Appeals Clerk (Delivered Via E-Mail)  
District Attorney Victoria County (Delivered Via E-Mail)  
State Prosecuting Attorney (Delivered Via E-Mail)  
Brendan Wyatt Guy (Delivered Via E-Mail)  
Steven R. Lafuente (Delivered Via E-Mail)



Filed: October 9, 2019 10:05 am  
Cathy Stuart  
District Clerk  
Victoria County, Texas  
By: Stuart, Cathy

**TEXAS COURT OF CRIMINAL APPEALS**  
Austin, Texas

**M A N D A T E**

**TRIAL COURT NO. 14-05-27939-A**

**COURT OF APPEALS NO. 13-16-00638-CR**

**THE STATE OF TEXAS,**

**TO THE 24TH DISTRICT COURT OF VICTORIA COUNTY — GREETINGS:**

Before our **COURT OF CRIMINAL APPEALS**, on **SEPTEMBER 11, 2019**, the cause upon appeal to review, revise or reverse your Judgment between:

**DIRUZZO, JOSEPH ANDREW**

**VS.**

**THE STATE OF TEXAS**

**CCRA NO. PD-0745-18**

was determined; and therein our said **COURT OF CRIMINAL APPEALS** made its order in these words:

"This cause came on to be heard on the **APPELLANT'S** Petition for Discretionary Review, and the same being inspected, it is **ORDERED, ADJUDGED AND DECREED** by the Court that the Petition for Discretionary Review be **GRANTED**.

The judgment of the Court of Appeals is **REVERSED** and the cause is **REMANDED** to the trial court, in accordance with the Opinion of this Court, and that this decision be certified below for observance."

**WHEREFORE**, We command you to observe the order of our said **COURT OF CRIMINAL APPEALS** in this behalf and in all things to have it duly **RECOGNIZED, OBEYED AND EXECUTED**.

**WITNESS, THE HONORABLE SHARON KELLER, Presiding Judge**

of our said **COURT OF CRIMINAL APPEALS**, with the Seal thereof

Annexed, at the City of Austin,

on this day **Tuesday, October 08, 2019**.

**DEANA WILLIAMSON, Clerk**